

U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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OCT 15 2009

TONY R. MCDONALD, CLERK  
BY \_\_\_\_\_  
BEFORE \_\_\_\_\_

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION

LINDA ROLLINS

CIVIL ACTION NO. 08-0387

VERSUS

DISTRICT JUDGE WALTER

ST. JUDE MEDICAL, ET AL.

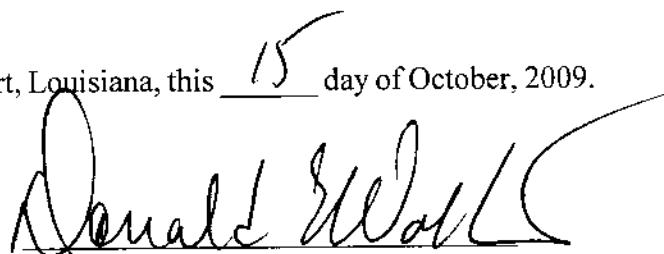
MAGISTRATE JUDGE HAYES

**JUDGMENT**

For the reasons stated in the Report and Recommendation [Record Document 83] and the Memorandum Order [Record Document 82] of the Magistrate Judge previously filed herein, and after an independent review of the record, including the written objections filed, and concurring with the findings of the Magistrate Judge under applicable law:

**IT IS ORDERED** that Defendant's Motion for Summary Judgment [Record Document 53] is **DENIED**, without prejudice to the right to re-file the motion following discovery, if appropriate.  
FED. R. CIV. P. 56(f).

**THUS DONE AND SIGNED** in Shreveport, Louisiana, this 15 day of October, 2009.

  
DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE